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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/632,725	08/01/2003	David E. Wolf	205-007US2	2807

27791 7590 06/17/2009  
ALLISON JOHNSON, P.A.  
LAKE CALHOUN EXECUTIVE CENTER  
3033 EXCELSIOR BLVD., SUITE 467  
MINNEAPOLIS, MN 55416

EXAMINER
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WESSENDORF, TERESA D

ART UNIT	PAPER NUMBER
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1639

NOTIFICATION DATE	DELIVERY MODE
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06/17/2009

ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

patent@ajiplaw.com  
allison@ajiplaw.com

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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*Ex parte* DAVID E. WOLF  
And  
DYLAN A. BULSECO

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Application 10/632,725  
Technology Center 1600

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Mailed: June 16, 2009

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Before PAMELA S. BENNETT, *Review Team Paralegal*.

BENNETT, *Review Team Paralegal*.

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on August 18, 2008. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matters requiring attention prior to docketing.

REQUEST FOR WITHDRAWAL AS ATTORNEY OR AGENT  
AND CHANGE OF CORRESPONDENCE ADDRESS

Appellants filed a Request for Withdrawal as Attorney or Agent and Change of Correspondence Address on September 18, 2008 and October 6, 2008. There is no indication on the record that the Examiner has considered the above two documents.

INFORMATION DISCLOSURE STATEMENT

Appellants filed an Information Disclosure Statement (IDS) dated May 2, 2008. There is no indication on the record that the Examiner has considered the above IDS. Section 609 of the *Manual of Patent Examining Procedure* (MPEP) (Eighth Edition, Rev. 6, September 2007) requires the Examiner to consider any IDS filed by Appellants if timely submitted. A written communication notifying Appellants of the Examiner's consideration of the above IDS is required.

CONCLUSION

Accordingly, it is ORDERED that the application is returned to the Examiner:

- 1) to consider the Requests for Withdrawal as Attorney or Agent and Change of Correspondence Address filed on September 18, 2008 and October 6, 2008;
- 2) for acknowledgement and consideration of the IDS filed May 2, 2008; and

3) for such further action as may be required.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

PSB

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